IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO : 13596 of 2004

Between:

P.Bhima Raju, S/o P.Surpa Raju, R/o Gudur Village, Bibinagar Mandal, Nalgonda District

..... PETITIONER

AND

The Recovery Officer, Employees Provident Fund Organisation,
Regional Office, Barkatpura, Hyderabad

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Certiorari and quash all proceedings pursuant to the proceeding No.Ref.A.P./17905/Recovery Cell/2004 dated 30-06-2004 in pursuance of certificate No.137/04 dated 27-5-2004 as illegal, ultra vires the provisions of the Employee's Provident Funds and Miscellaneous Provisions Act, 1952, and violative of Article 14, 19(1) (d) and 21 of Constitution of India.

Counsel for the Petitioner: MR.P.BALAJI VARMA

Counsel for the Respondent No.: MR.R.N.REDDY, SC for Employees Provident Fund Organisation

The Court made the following :

ORDER:

Learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to file fresh writ petition questioning the final order passed by the respondent pursuant to the show cause notice, which is impugned in the writ petition. Permission is accorded. The writ petition is accordingly dismissed as withdrawn giving liberty to the petitioner to challenge the final order.

_____

(V.V.S.RAO,J)

03.08.2004.

pln

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Recovery Officer, Employees' Provident Fund Organisation, Regional Office, Barkatpura, Hyderabad.
2. 2 CD copies.